

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

James L. Chappuis

Confirmation No.: 3417

Serial No.: 10/725,683

Group Art Unit: 3733

Filed: December 2, 2003

Examiner: Ramana, Anuradha

Docket No.: 050313-1130

For: **FLEXIBLE TAP APPARATUS AND METHOD OF USE**

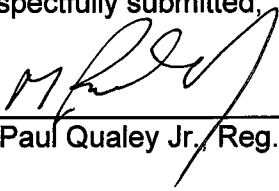
STATEMENT ESTABLISHING UNINTENTIONAL DELAY

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

An Examiner from Group Art Unit 373 telephoned the Undersigned in July, 2008 to inquire as to whether or not a Response would be filed to an Office Action mailed in December, 2007 in the instant case. The undersigned explained that no such Office Action had been received at the undersigned's law firm, Thomas, Kayden, Horstemeyer & Risley, L.L.P. (hereinafter "TKHR"). The undersigned searched and examined the file jacket to confirm that no Office Action had been received. In addition, the undersigned confirmed that no Office Action had been received by speaking with the docketing supervisor at TKHR. The docketing supervisor printed off the enclosed docketing report showing all entries received and mailed for the instant case. The Non-Final Office Action, which was received in TKHR's docketing department on September 14, 2007, was the last correspondence received from the U.S.P.T.O. prior to the above-referenced telephone call.

Respectfully submitted,



M. Paul Qualey Jr., Reg. No. 43,024

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HORSTEMEYER & RISLEY, L.L.P.**
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Invention

Thursday, September 04, 2008

Case Number: 050313-1130

Family Number: 050313-1130

Client: 50313

CHAPPUIS, DR. JAMES L.

Client Reference:

Disclosure Status: Filed

Disclosure Date:

Title: FLEXIBLE TAP APPARATUS AND METHOD OF USE

Assignee:

Assignee: 2:

Attorneys: SAH MPQ

Remarks:

Inventors:

Inventor Name

CHAPPUIS, James L.

Priority Information:

Country	Case Type	Application No.	Filing Date
United States of America		60/430,247	02-Dec-2002

Country Applications:

Case Number	Ctry	Sub Case	Case Type	Status	Application No.	Filing Date	Patent No.	Issue Date
050313-1130	US		ORD	Published	10/725,683	02-Dec-2003		
050313-8120	US		PRO	Inactive	60/430,247	02-Dec-2002		

Created by: R5 Conversion

04-Dec-2003 12:00 AM

Updated by: LMM

27-Jul-2006 12:00 AM

Case Number: 050313-1130

Country: US

United States of America

Sub Case:

Family Number: 050313-1130

Client Name: CHAPPUIS, DR. JAMES L.

Client Reference:

Old Case Number:

Application Status: Published

Case Type: ORD

Status Date:

Application Title: FLEXIBLE TAP APPARATUS AND METHOD OF USE

Application No.: 10/725,683

Filing Date: 02-Dec-2003

Confirmation No.:

Publication No.: 04-0122432

Publication Date: 24-Jun-2004

Patent No.:

Issue Date:

Parent App. No.: 60/430,247

Parent Filing Date: 02-Dec-2002

Parent Patent No.:

Parent Issue Date:

Expiration Date:

PatentTermAdj: Days

Tax Start Date:

Tax Schedule: SE

Assignee Name:

Agent Name:

Agent Reference:

- Remarks:**
1. Return receipt postcard w/ unofficial serial number rcd 12/12/03.
 2. Notice of publication, rcd 7/12/04.
 3. 3mo office action mailed 10/06/05, rcd 10/10/05. (filed 1/6/06)
 4. Final Office Action mailed 3/24/06, rcd 3/27/06.(RCE resp filed 6/26/06)
 5. Final 3mo office action mailed 10/03/06, rcd 10/05/06.(resp filed 12/4/06)
 6. Advisory Action mailed 12/21/06, rcd 12/27/06.(RCE 2/2/07)
 7. 3mo office action mailed 4/10/07, rcd 4/13/07.(resp filed 6/26/07)
 8. 3mo. Office Action mailed 9/12/07, rcd 9/14/07.(resp filed 11/26/07)
 9. Notice of abandonment mailed 9/2/08.

Designated Countries:Actions:

Action Due	Due Date	Indicator	Action Taken	Responsible
DECLARATION OF PWR OF ATTRY	02-Dec-2003	Due Date	02-Dec-2003	
IDS IN 2 MO	02-Jan-2004	Reminder		
IDS IN 1 MO	02-Feb-2004	Reminder		
IDS DUE	02-Mar-2004	Due Date		
PUBLICATION DUE IN 2M	02-Apr-2004	Reminder	12-Jul-2004	
PUBLICATION DUE IN 1M	02-May-2004	Reminder	12-Jul-2004	
PUBLICATION DUE	02-Jun-2004	Due Date	12-Jul-2004	
Application Status Check	02-Jun-2005	Due Date	10-Oct-2005	
RESP TO OFFACT DUE IN 2MON	06-Nov-2005	Reminder	06-Jan-2006	
RESP TO OFFACT DUE IN 1MO	06-Dec-2005	Reminder	06-Jan-2006	
RESP TO OFFICE ACTION DUE	06-Jan-2006	Due Date	06-Jan-2006	
1ST EXT TO RESP TO OFFACT DUE	06-Feb-2006	Due Date	06-Jan-2006	
2ND EXT TO RESP TO OFFACT DUE	06-Mar-2006	Due Date	06-Jan-2006	

Country Applications

Thursday, September 04, 2008

Case Number: 050313-1130	Country: US	United States of America	Sub Case:
3RD EXT TO RESP TO OFFACT DUE	06-Apr-2006	Final	06-Jan-2006
1 MON RESP TO FINAL ACTION	24-Apr-2006	Reminder	26-Jun-2006
2 MON RESP TO FINAL ACTION	24-May-2006	Due Date	26-Jun-2006
3 MON RESP/N.O.APEAL	24-Jun-2006	Due Date	26-Jun-2006
RCE FILED	26-Jun-2006	Due Date	26-Jun-2006
CHK FOR EXAMINER'S RPT	06-Jul-2006	Due Date	24-Mar-2006
1M EXT RESP TO FINAL/NOA	24-Jul-2006	Due Date	26-Jun-2006
2M EXT RESP TO FINAL/NOA	24-Aug-2006	Due Date	26-Jun-2006
3M EXT RESP TO FINAL/NOA	24-Sep-2006	Final	26-Jun-2006
1 MON RESP TO FINAL ACTION	03-Nov-2006	Reminder	04-Dec-2006
2 MON RESP TO FINAL ACTION	03-Dec-2006	Due Date	04-Dec-2006
CHK FOR EXAMINER'S RPT	26-Dec-2006	Due Date	05-Oct-2006
RESP TO ADVISORY ACTION	03-Jan-2007	Due Date	02-Feb-2007
PETITION FOR EXTENSION OF TIME	02-Feb-2007	Due Date	02-Feb-2007
RCE FILED	02-Feb-2007	Due Date	02-Feb-2007
1M EXT RESP TO ADV ACT/NOA	03-Feb-2007	Due Date	02-Feb-2007
2M EXT RESP TO ADV ACT/NOA	03-Mar-2007	Due Date	02-Feb-2007
CHK FOR EXAMINER'S RPT	02-Apr-2007	Due Date	13-Apr-2007
3M EXT RESP TO ADV ACT/NOA	03-Apr-2007	Final	02-Feb-2007
RESP TO OFFACT DUE IN 2MON	10-May-2007	Reminder	26-Jun-2007
RESP TO OFFACT DUE IN 1MO	10-Jun-2007	Reminder	26-Jun-2007
RESP TO OFFICE ACTION DUE	10-Jul-2007	Due Date	26-Jun-2007
1ST EXT TO RESP TO OFFACT DUE	10-Aug-2007	Due Date	26-Jun-2007
2ND EXT TO RESP TO OFFACT DUE	10-Sep-2007	Due Date	26-Jun-2007
3RD EXT TO RESP TO OFFACT DUE	10-Oct-2007	Final	26-Jun-2007
RESP TO OFFACT DUE IN 2MON	12-Oct-2007	Reminder	26-Nov-2007
RESP TO OFFACT DUE IN 1MO	12-Nov-2007	Reminder	26-Nov-2007
RESP TO OFFICE ACTION DUE	12-Dec-2007	Due Date	26-Nov-2007
CHK FOR EXAMINER'S RPT	26-Dec-2007	Due Date	12-Sep-2007
1ST EXT TO RESP TO OFFACT DUE	12-Jan-2008	Due Date	26-Nov-2007
2ND EXT TO RESP TO OFFACT DUE	12-Feb-2008	Due Date	26-Nov-2007
3RD EXT TO RESP TO OFFACT DUE	12-Mar-2008	Final	26-Nov-2007
CHK FOR EXAMINER'S RPT	26-May-2008	Due Date	
PETITION TO REVIVE IN 1M	02-Oct-2008	Due Date	
PETITION TO REVIVE DUE	02-Nov-2008	Final	

Country Applications

Thursday, September 04, 2008

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Country: US

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Sub Case:

Inventors:

Inventor Name

CHAPPUIS, James L.

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Country

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Application No.

60/430,247

Filing Date

02-Dec-2002

Created by: R5 Conversion 04-Dec-2003 12:00 AM Updated by: LMM 04-Sep-2008 9:53 AM